# CREENPON

# Village of Greenport Building Department

236 Third Street, Greenport, New York 11944 OFFICE: 631.477.0248 / FAX: 631.477.1877

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FEB -1 2024

VILLAGE OF GREENPORT BUILDING DEPARTMENT

### **NOTICE OF DISAPPROVAL**

January 31, 2024

To: Brian T. Quillin 181 Fifth Street Greenport New York 11944

PLEASE TAKE NOTICE that your application dated January 31, 2024 and plans dated January 31, 2024 proposed 2 story addition with basement at existing property located at 181 Fifth Street, Greenport NY 11944 in the R2 District, is returned herewith and disapproved on the following grounds:

### 1) Front Yard Setback Requirements.

150-12 Schedule Regulations

R-2 District: Minimum Front Yard Requirement: 30 feet.

The plans show the front yard setback of 15.2 feet. This would require an area variance of 14.8 feet.

### 2) Side Yard Setback Requirements.

150-12 Schedule Regulations

R-2 District: Minimum Side Yard Requirement: 10 feet.

The plans show the side yard setback of 3.7 feet.

This would require an area variance of 6.3 feet.

### 3) 150-13 Residence district regulations.

A. Accessory buildings (b) Such building shall be set back five feet from any lot line and shall not be located less than 10 feet from the principal building.

The plans show a metal accessory building .2 feet from the property line. This would require an area variance of 4.8 feet.

Page 1 of 2

### 4) 150-13 Residence district regulations.

A. Accessory buildings (b) Such building shall be set back five feet from any lot line and shall not be located less than 10 feet from the principal building.

The plans show a plastic accessory building 1.2 feet from the property line. This would require an area variance of 3.8 feet.

### This application is therefore denied, requiring the above-mentioned area variances.

The premise to which this application applies to is located at 181 Fifth Street, Greenport NY 11944 in the R2 District.

Map: 1001 Section: 7 Block: 4 Lot: 19

Alex Bolanos Date: 01/31/2024

Code Enforcement Official



## **AREA VARIANCE**

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Date of Application 1 29 2024

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All information below is to be completed by the applicant. This completed application is to be accompanied by the Notice of Disapproval, Copies of Covenants and/or Restrictions, where applicable, Environmental Assessment Form, building plans showing elevations, setbacks, floor plans, room dimensions, details of footings and foundation, and species of lumber and quality of material, where applicable.

of material, where applicable.			
THE OWNER OF THE PROPERTY IS: (PLEASE PRINT CLEARLY)			
Kevin Qvillin (Trustees) 1815th St. LLC			
First Name Last Name Business Name, if applicable			
181 5th Street Creenport NY 11944  Mailing Address City/ Town/ Village State Zip			
mailacon			
Phone # E-Mail Address			
CONTACT PERSON (if different from owner)  The person to receive all correspondence:  Brian Quillin  First Name Last Name Business Name, if applicable  Orzenport Ny 1944  Mailing Address City/ Town/ Village State Zip			
Phone # E-Mail Address			
Phone # E-Marl Address			
IF ANYONE OTHER THAN THE OWNER COMPLETES THIS APPLICATION, WRITTEN CONSENT FROM THE OWNER MUST BE SUBMITTED WITH THIS APPLICATION.			
Location:			
Suffolk County Tax Map Number: 1001 Section: Block: Lot			
Street Address: 181 5th Street Greenport, New York, 11944			
Zoning District: [] WC [] R1   R2 [] PD [] CR [] CG  Is property located within the Historic District? [] Yes [] No			





# **AREA VARIANCE**

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The Code Official reviewed and denied an application dated for a Building Permit for the location specified on this application.
Provisions of the Zoning Code appealed: (Indicate Article, Section and Subsection of Zoning Code by numbers)
Article: See Backs + Res. District Section: 150 - 12 avel 13 Subsection:
Type of appeal made for:  A Variance to the Zoning Code or Zoning Map.  [] An interpretation of the Village Code Article: Subsection: Subsection:
Has a prior appeal been made at any time with respect to this property? [] Yes No [] I Don't Know If yes, please provide the date appeal was made:
Project Description:
For Demolition of Existing Building Areas: Please describe area being removed:
No Demolition - Re Existing Conditions
Applying Lor a Re-Brishy Coto.
legalize existing conditions for new rear extension
New Construction Areas (New Dwelling or New Addition/Extensions)
Dimensions of First Floor (Addition/Extension):
Dimensions of Second Floor:
Height (from finished grade to top of ridge): 3.2 - Feet, Inches
Is basement or lowest floor area being constructed? [] Yes X] No  If yes, please provide height (above ground) measured from natural existing grade to first floor:  Feet, Inches.



# **AREA VARIANCE**

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Project Description: (CONTINUED)
Proposed Construction Description: (Alteration or Structural Changes)
Number of floors BEFORE alterations: 21/2
Describe General Characteristics BEFORE alterations:
Existing Conditions - 21/2 Story Residence - 2 Family Constructed in 1930's (estimated)
Constructed in 1930's (estimated)
Number of floors AFTER Alterations: 21/2
Describe General Characteristics AFTER alterations:
No changes proposed to existing structure position.  Noed variances for setbacks to obtain he Coto.  and approval for rear extension.  Calculations of Building Areas and Lot Coverage:
Word variances For Servacks to obtain
Calculations of Building Areas and Lot Coverage:
Existing Square Footage of Building(s) on this property: SF
Proposed Increase in Building Coverage: 61220 SF
Square Footage of this Lot: 9,957.73 SF
Percentage of Coverage of this Lot by Building Area: 22.8.%
Purpose of New Construction: Please describe:
Done



### **AREA VARIANCE**

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### Area Variance Reasons for Appeal:

Please answer in detail. Additional sheets may be submitted with preparers signature.

Will an undesirable change occur in the characteristics of the neighborhood or will a detriment to nearby properties be created by the granting of this area variance?

No There is no change to the look of the properts, therefore no detriment. Property has existed as is for approximately all years. The proposal extension meets all solback criteria. Can the benefit sought by the Applicant be achieved by another method, feasible for the Applicant to pursue, other than an Area Variance?

No, All existing conditions - no wall to be done in a reas where varionce is required Is the requested Area Variance substantial?

No, set backs are common throughout the neighborhood + adjacent common ties

Will the requested Area Variance have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district?

No, (see #1)

Was the alleged difficulty self-created, which consideration shall be relevant to the decision of the Zoning Board of Appeals, but shall not necessarily preclude the granting of the Area Variance?

No, Pre Existed Zoning - as originally constructed.
The proposed addition in year meets Set back requirements

Are there Covenants or Restrictions concerning this land? [] Yes No

If yes, please furnish copies.

### **AFFIDAVIT**

Village of Greenport	)
Town of Southold	)
County of Suffolk	) ss
State of New York	)

I swear that to the best of my knowledge and belief that the statements contained in this application, together with the plans and specifications submitted, are true and complete statements of proposed work to be done on the described premises and that all provisions of the Building Code, Zoning Code, and all other laws pertaining to the proposed work shall be complied with, whether specified of not, and that such work and inspections are authorized by the owner. The Village of Greenport is hereby granted permission to enter the property listed as the "Location" for the purposes of inspecting my property for a site visit. I understand that if approved, this Area Variance will be granted and accepted on condition that the provisions of Federal, State and Local rules and regulations, and any additional requirements of the Area Variance are complied with. Any violation of all applicable codes, or deviations from the approved plans may result in the immediate revocation of this Area Variance & legal action taken against me. No responsibility rests upon the Village of Greenport, Code Enforcement, the Fire Marshal or the Fire Department by reason of this application and permit.

Sworn to be before this 29 day of January 20 24

Signature\_1

Owner or Applicant

Notary Public, Suffolk County, New York

CHRISTINE A. FRANKE
Notary Public, State of New York
Reg. No. 01FR4961586
Qualified in Suffolk County
Commission Expires 02/05/2024

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VILLAGE OF GREENPORT BUILDING DEPARTMENT

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### 617.20 Appendix B Short Environmental Assessment Form

Instructions for Completing

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BUILDING DEPART

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Response MENT

become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information			
Name of Action or Project: Re Existing Conditions			
Project Location (describe, and attach a location map):			
181 Fifth Street Greenport, NY	1194	4	
Bhet Description of Proposed Action:			
Address pre-existing setbacks of resid	lental		
Structures - Front Yard, Side Yard, R	whosts	lin	I
to Suggetto New Rear Addition Cons	brutio	~	
Name of Applicant of Sponsor.			
Brian Buillian E-Mail:	_	4. 1	·Coly
Address: 181 5th Street	9		
City/PO: Crece NPorts State: NY	Zip	Code:	14
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance,		NO	YES
administrative rule, or regulation?  If Yes, attach a narrative description of the intent of the proposed action and the environmental re	sources that	X	
may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			
2. Does the proposed action require a permit, approval or funding from any other governmental A	Agency?	NO	YES
If Yes, list agency(s) name and permit or approval:		K	
3.a. Total acreage of the site of the proposed action?			L
b. Total acreage to be physically disturbed?  c. Total acreage (project site and any contiguous properties) owned			
or controlled by the applicant or project sponsor?			
4. Check all land uses that occur on, adjoining and near the proposed action.	1 (11)		
Urban Rural (non-agriculture) Industrial Commercial Residentia	ai (suburban)		
☐Forest ☐Agriculture ☐Aquatic ☐Other (specify):			

Page 1 of 4

5. Is the proposed action, a. A permitted use under the zoning regulations?	YES	N/A
b. Consistent with the adopted comprehensive plan?	X	一
6. Is the proposed action consistent with the predominant character of the existing built or natural	NO	YES
landscape?	Ш	X
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?  If Yes, identify:	NO	YES
	$\times$	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES
b. Are public transportation service(s) available at or near the site of the proposed action?		X
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?		X
9. Does the proposed action meet or exceed the state energy code requirements?  If the proposed action will exceed requirements, describe design features and technologies:	NO	YES
Trithe proposed action will exceed requirements, describe design features and technologies.		$\boxtimes$
10. Will the proposed action connect to an existing public/private water supply?	NO	YES
If No, describe method for providing potable water:	П	$\mathbf{x}$
11. Will the proposed action connect to existing wastewater utilities?	NO	YES
If No, describe method for providing wastewater treatment:		X
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic	NO	YES
Places?  b. Is the proposed action located in an archeological sensitive area?		
	NO	YES
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	X	I ES
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?  If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:	X	
	L	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that a Shoreline Forest Agricultural/grasslands Early mid-successional	ipply:	
☐ Wetland ☐ Urban ☐ Suburban	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?		T LS
16. Is the project site located in the 100 year flood plain?	NO	YES
10. Is the project site located in the 100 year need plant.	X	
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes, a. Will storm water discharges flow to adjacent properties?	X	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:		

Page 2 of 4

	Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)?	-	NO	YES
If Y	es, explain purpose and size:		$\boxtimes$	
_				
	Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	d	NO	YES
If y	es, describe:		X	
	Has the site of the proposed action or an adjoining property been the subject of remediation (ongoi completed) for hazardous waste?	ing or	NO	YES
11 1	es, describe:		X	
	FFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO	O THE B	FCT O	EMY
	plicant/sponsor name: Brian Quillin Date: 1/3	1		
		No, or		
		small impact	to in	derate large ipact
		small	to in r	large
1.	Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	small impact may	to in r	large ipact nay
		small impact may	to in r	large ipact nay
2.	regulations?	small impact may	to in r	large ipact nay
2.	regulations?  Will the proposed action result in a change in the use or intensity of use of land?	small impact may	to in r	large ipact nay
2. 3. 4.	regulations?  Will the proposed action result in a change in the use or intensity of use of land?  Will the proposed action impair the character or quality of the existing community?  Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	small impact may	to in r	large ipact nay
2. 3. 4.	will the proposed action result in a change in the use or intensity of use of land?  Will the proposed action impair the character or quality of the existing community?  Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?  Will the proposed action result in an adverse change in the existing level of traffic or	small impact may	to in r	large ipact nay
2. 3. 4. 5.	will the proposed action result in a change in the use or intensity of use of land?  Will the proposed action impair the character or quality of the existing community?  Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?  Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?  Will the proposed action cause an increase in the use of energy and it fails to incorporate	small impact may	to in r	large ipact nay
	regulations?  Will the proposed action result in a change in the use or intensity of use of land?  Will the proposed action impair the character or quality of the existing community?  Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?  Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?  Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?  Will the proposed action impact existing:	small impact may	to in r	large ipact nay
<ul><li>2.</li><li>3.</li><li>4.</li><li>5.</li><li>6.</li></ul>	will the proposed action result in a change in the use or intensity of use of land?  Will the proposed action impair the character or quality of the existing community?  Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?  Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?  Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?  Will the proposed action impact existing:  a. public / private water supplies?	small impact may	to in r	large ipact nay

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	No, or small impact may occur	Moderate to large impact may occur	
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?			
11. Will the proposed action create a hazard to environmental resources or human health?			

Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3. For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documenta that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.						
Check this box if you have determined based on the	information and analysis above, and any supporting documentation,					
that the proposed action will not result in any signific	ant adverse environmental impacts.					
Name of Lead Agency	Date					
Print or Type Name of Responsible Officer in Lead Agend	cy Title of Responsible Officer					
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)					

PRINT

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# Village of Greenport Building Department

236 Third Street, Greenport, New York 11944 OFFICE: 631.477.0248 / FAX: 631.477.1877 www.villageofgreenport.org

### **CERTIFICATE OF PRE-EXISTING USE**

Suffolk County Tax Map: District 1001 Section 7 Block 4 Lot	ot 19	Lot	4	Block	7	Section	1001	District	Tax Map:	ffolk County
---	-------	-----	---	-------	---	---------	------	----------	----------	--------------

Street Address: 181 Fifth Street, Greenport, NY 11944

Land Use Zone: R-2; Two-Family Residence District

Use and Occupancy: Two Family Residence

The Village of Greenport established the authority for the issuance of a Certificate of Occupancy in October 1971. Therefore, any building or use established or built after that date is required to make an application for a Certificate of Occupancy.

Prior to October 1971, a Certificate of Pre-Existing Use may be used.

NYS Code Official:

Date: 1/31/2024

Note: The issuance of a Certificate of Pre-Existing Use does not guarantee strict compliance with all laws, regulations, codes and standards. The responsibility for such compliance remains with the owner of the premises and the person carrying out any building work thereon.

Nor does the issue of a Certificate indicate the achievement of a particular standard of workmanship or compliance with any contractual arrangement between owner and contractor. It is recommended that owners seek appropriate professional advice on contractual and code compliance matters.

# N. J. MAZZAFERRO, P.E.

PO Box 57, Greenport, N.Y. 11944 Phone - 516-457-5596

> Consulting Engineer Design, Construction, Inspection

January 30, 2024

Village of Greenport 236 Third Street Greenport, NY 11944

Re: 181 5<sup>th</sup> Street, Greenport, NY 11955 Tax Lot – 1001-7-4-19

This is in reference to the application for Zoning Variances at the noted property. I am the Engineer of Record and have been authorized by the owners to provide the following information.

The details of the property ownership are:

Property Owner – 181 Fifth Street LLC

LLC Partners:

Mr. Kevin Quillin, (33.3%) 181 5<sup>th</sup> St, Greenport, NY 11944 Mrs. Lorraine Quillin, (33.3%) 181 5<sup>th</sup> St, Greenport, NY 11944 Mr. Brian Quillin, (33.4%) 181 5<sup>th</sup> St, Greenport, NY 11944

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Submitted by:

Nicholas Mazzaferro, PE

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VILLAGE OF GREENPORT BUILDING DEPARTMENT

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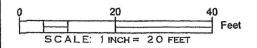
# **SURVEY OF PROPERTY**

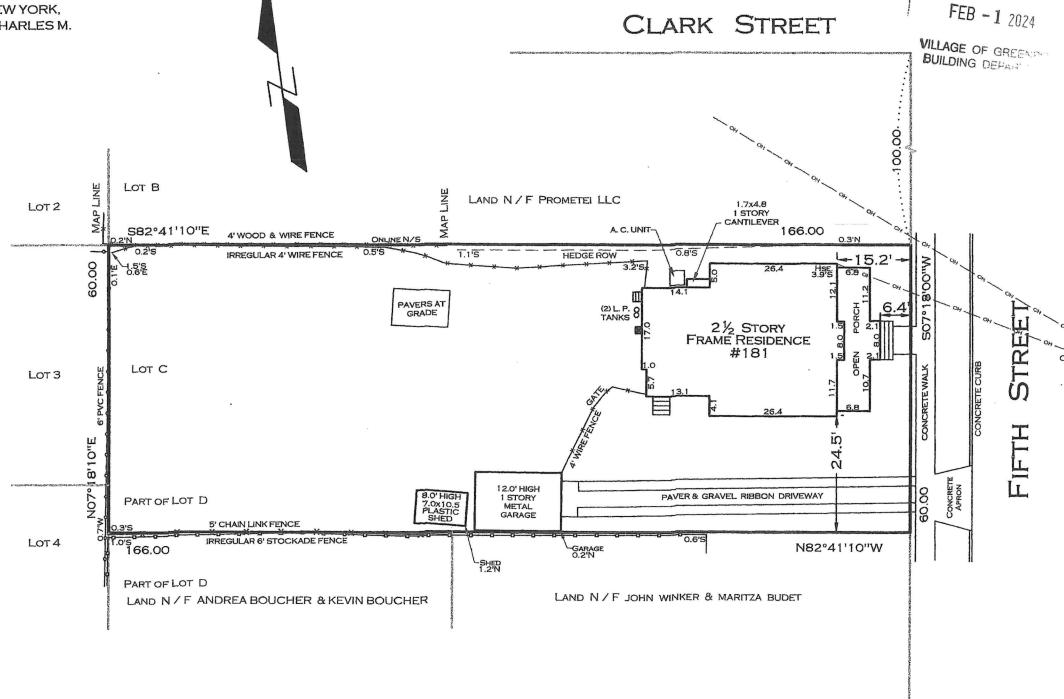
DESCRIBED PROPERTY, LOT C & PART OF LOT D - MAP OF PLAN OF LOTS ON FIFTH STREET, SIXTH STREET AND PECONIC BAY, GREENPORT, SUFFOLK COUNTY, NEW YORK, BLONGING TO GERRARD S. JOHNSON, MADE MY CHARLES M. BATEMAN, C.E. DATED MAY, 1905

SITUATE

VILLAGE OF GREENPORT TOWN OF SOUTHOLD SUFFOLK COUNTY, N.Y.

TAX MAP NO.: 1001-007.00-04.00-019.000 LOT AREA: 9,957.73 S.F. (0.229 ACRES) DATE SURVEYED: JANUARY 22, 2024







AJC LAND SURVEYING PLLC LAND SURVEYING & PLANNING

153 WADING RIVER MANOR RD., MANORVILLE 11949

PHONE: 631-846-9973

EMAIL: INFO@AJCLANDSURVEYING.COM

S THE LOCATION OF UNDERGROUND INFROVEMENTS OR ENCROACHHENTS ARE NOT ALWAYS KNOWN AND OFTEN MUST BE ESTIMATED. IF ANY INDERGROUND IMPROVEMENTS OR ENCROACHMENTS EXIST OR ARE SHOWN. THE INFROVEMENTS OR ENCROACHMENTS ARE NOT COVERED BY THIS SURVEY, I, THE OFFERTS (OR DIMENSIONS SHOWN HEREON FROM THE STRUCTURES TO THE PROPERTY LINES ARE FOR A SPECIFIC PURPOSE AND USE AND THEREFORE ARE NOT INTENDED TO GUIDE THE EXECTION OF FENCES, RETAINING WALLS, POOLS, PATIOS PLANTING AREAS, ADDITIONS TO BUILDINGS, AND ANY OTHER TYPE

ARE NOT INTERNALL TO GUIDE THE DESCRIPTION OF PERCESS RETURNING WALLS, POLICE, PARTOS POSTURE WARREST AND CONTROL OF CONSTRUCTION.

3. ONLY SURVEYS BESANDED THE MAKERS SHOOSSED SELES PROVIDE RELIED UPON SHICE COTHER THAN EMBOSSED SEAL COFIES MAY CONTROL UNAUTHORIZED AND UNDETECTABLE MODIFICATIONS, DELETIONS, ADDITIONS, AND CHANGES.

9. PROPERTY CORNERS MONUMENTS WERE NOT SET AS PART OF THIS SURVEY UNLESS OTHERWISE NOTED.

10. RALLERS MERITARIS PRESERY OF U.S. SHOWLY FOR A.

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